

PCT

IAP6 Rec'd PCT/PTO 26 JUN 2006

Docket No. 833-135 US

Patent & Trademark Office  
JUN 26 2006  
The undersigned certifies that this communication is being deposited with the United States Postal Service as prepaid first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 21, 2006.

  
Diane Dunn McKay

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of FARINA et al.	:	Customer No. 26817
International Application No. PCT/EP04/01239	:	Group Art Unit: TBD
U.S. Application No. 10/549,428	:	Examiner: TBD
Title: A PROCESS FOR THE PREPARATION OF FLUDARABINE PHOSPHATE FROM 2- FLUROADENINE AND FLUDARABINE PHOSPHATE SALTS WITH AMINES OR AMMONIA	:	Confirmation No. 9498
	x	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

SIR:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) enclosed please find a Declaration for Patent Application of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and International filing date.

A fee in the amount of \$130.00 was paid on September 15, 2005 when the application was submitted to the United States Patent and Trademark Office. The Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 13-2165.

Respectfully submitted,

Dated: June 21, 2006

  
Diane Dunn McKay  
Reg. No. 34,586  
Attorney for Applicant

MATHEWS, SHEPHERD, McKAY & BRUNEAU, P.A.  
100 Thanet Circle, Suite 306  
Princeton, NJ 08540  
Tel: 609 924 8555  
Fax: 609 924 3036



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,428	Paolo Farina	833-135 US
INTERNATIONAL APPLICATION NO.		
PCT/EP04/01239		
I.A. FILING DATE	PRIORITY DATE	
02/11/2004	04/03/2003	
CONFIRMATION NO. 9498		
371 FORMALITIES LETTER		
 *OC000000018801581*		

Date Mailed: 05/17/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/15/2005
- Copy of the International Search Report filed on 09/15/2005
- Preliminary Amendments filed on 09/15/2005
- Information Disclosure Statements filed on 09/15/2005
- Oath or Declaration filed on 09/15/2005
- U.S. Basic National Fees filed on 09/15/2005
- Priority Documents filed on 09/15/2005
- Specification filed on 09/15/2005
- Claims filed on 09/15/2005
- Abstracts filed on 09/15/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

---

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

---

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,428	PCT/EP04/01239	833-135 US

FORM PCT/DO/EO/905 (371 Formalities Notice)

